

MORGAN DEMANDS CUBA'S RECOGNITION.

Says if Cleveland Ignores
the Truth Congress
Must Act.

Technical Excuses Given for Not
Acknowledging Patriots'
Belligerency.

Diplomatic Evasions Shocking to the
Common Sense of "A Truth-
Loving People."

THE PRESIDENT'S IMMEDIATE DUTY.

Should Demand the Instant Release of the
Competitor's Prisoners and Not
Allow Americans to Be
Treated as Pirates

By Julius Chambers.

Washington, May 16.—Senator Morgan to-day delivered his promised speech on the Cuban situation. Though still feeble from his recent illness, the Senator spoke with vigorous earnestness. He exposed the fallacies resorted to by the Administration to avoid open contention with Spain.

He declared that the offense of the Americans connected with the Compellor expedition, even if all that is charged be true, is no more serious than smuggling. He said the first duty of this Administration is to demand in tones not to be misunderstood that the sentence of the military court of the Americans now held in prison be set aside and that such trial as they are entitled to be granted.

In diplomatic language, such as usually observed by a Senator in reaching the President, Senator Morgan declared that the Executive responsible for the evils that have fallen upon Americans in Cuba. He said the responsibility must be positively fixed. If the President continues to ignore the truth, said the Senator, then it becomes the duty of Congress to relieve itself of all onerous by the adoption of a joint resolution directing the recognition of the belligerent rights of the Cubans.

He declared that there would be a great account to be rendered in the end for the bloodshed and the inhuman cruelties practiced in Cuba.

Senator Morgan's Speech.
Senator Morgan at the outset maintained that in all Congress had done, and even should it get further and adopt his joint resolution directing the recognition of Cuban belligerency, Spain could find no legitimate cause of offense. He said:

"The laws of nations clearly establish the right of any neutral power to define its neutrality and duties thereby enjoined under those laws by declaring that as to its Government and people it will recognize the existence of a state of war in a foreign country and will accord equal rights to both belligerents. The instances in which this right has been exercised have been so numerous as to remove the subject of its legitimacy from the field of discussion and its honest exercise is no just cause of offense to any nation.

"Our people are incapable of disguising their opinions or sentiment either through fear or for the sake of secret advantage. Notwithstanding these difficulties and the vigilance of the Spaniards, enough has transpired to prove beyond denial that a great civil war has waged in Cuba since the Autumn of 1894, that has increased in magnitude with startling rapidity and strength.

Senators "Diplomatic Evasions."

"No nation can arrogate to itself the exclusive right, by its mere affirmation, and contrary to the fact, to say that a strife that began in insurrection and continued without abatement for more than a year has not assumed the proportions of a public war, when that fact concerns the rights or interests of the people of a foreign Government. It is no breach of the peace of nations for such a foreign Government to know, acknowledge and declare the truth.

"The fact of the existence of a war in Cuba may escape the vision of men in authority, or elude their recognition of the truth, but it shocks the common sense of mankind that we are compelled, by some diplomatic oversight or deception to admit as a nation that peace prevails in Cuba. This diplomatic fallacy has for its support several technical apologies and excuses that only make its allowance less agreeable to a truth-loving people.

"Among these diplomatic evasions is the alleged fact that the Cubans have no fortified towns or military defenses in their possession. This grave suggestion is answered by the military by saying that 'forts are strongholds, made to be taken,' and the Cubans do not choose to build them for that purpose, but more fully by the fact that the wise strategy of Cuban generalship comes them to avoid such situations and thereby deprives the enemy of the advantages of his superiority in artillery.

Threatened by Spain.

"Spain threatens us with her serious displeasure if we accord to the Cubans such privileges. Some of our citizens are now in Spanish prisons, condemned to death for an offense that is no more than mere smuggling under the laws of nations if Cuba is now in a state of peace. If war exists in Cuba the offense is no more than a futile effort to run a blockade.

"Under our treaties with Spain these people, whatever may be the grade of their alleged offense, are not amenable to trial by a military tribunal. Such a court can have no jurisdiction of them in respect of the offense with which they are charged. No decent government can demand or accept a pardon for its citizens as a satisfaction of their wrongs or for the national insult when the tribunal that sentences them to death has no jurisdiction to arraign and try them. Especially is this true where it is agreed between the powers in express treaty stipulations that such a tribunal shall not exercise jurisdiction over our people in such cases.

"When wrongs so flagrant are inflicted upon our people, the demand should be peremptory that the parties so convicted should first be discharged from arrest under such a sentence, and then a demand for a civil trial if Spain desires their further prosecution. Until that sentence is set aside upon the disclaimer on the part of Spain of any right to impose it as the judgment of a court-martial the United States cannot in duty or honor enter into any discussion with Spain as to a trial of the accused before any other tribunal.

"Until it is set aside every day that these men suffer imprisonment is a day of national humiliation to be as a people, in this complication would have been

avoided if the United States had been as prompt in declaring the belligerent rights of Cuba as Spain was in declaring the belligerent rights of the Confederate States. "The Senate cannot act upon a mere declaration of belligerency that the President might make by an agreement with Spain, or upon his own executive authority. If he can touch the subject except as he is empowered by Congress to do, it can only be through his concurrent action with Congress in considering and approving a bill or resolution that has passed the houses or returning it with his objections to the House in which it originated. It would be a dangerous absurdity, if the fact should ever occur, that the President would not be bound by a statute enacted, notwithstanding his veto, that declared the existence of a state of war in this country or in any foreign country, or the existence of a local state of peace, notwithstanding the occurrence of hostilities, as was once the case in our experience with France.

"In our country the President is oath-bound and conscience-bound to obey the laws and to execute them. It is inconceivable that he would refuse to execute a law that is passed over his veto, unless it is such an enactment as Congress has no right or power to make.

"Congress can tender to the President the opportunity of coinciding with or vetoing the act of Congress. If he exercises the power to force a reconsideration by the use of his veto power, he participates in the legislation and thereby concedes the power of Congress under the Constitution to legislate upon the subject. If he denied such power and refused to consider the question, he removes the question practically from the decision of the Supreme Court and assumes to reject their arbitrament. That this course would unsettle the foundations of the Government is a proposition that is scarcely open to discussion.

"It is therefore the proper course for Congress to observe to send a joint resolution to the President declaring that a state of public war exists in Cuba. This is a duty of wise and sincere patriotism, although it may not be otherwise imperative for the reason that such a declaration is not a legislative act and is not therefore required to be sent to the President for his approval. Congress can waive that question, and should not raise it in a matter that does not necessarily involve the status of the country, and the responsibility of the powers of our own Government, whether it is in a state of war or peace, but only concerns a duty we owe to our own people in determining for ourselves whether a state of war or a condition of peace exists in Cuba.

"It was for these reasons and upon this view of the duty of the Senate, as I consider it, that I had the honor to offer the resolution to submit to the President of the United States the joint declaration of the two houses as to the rights of Cuba, touching the question of belligerency and neutrality.

"If the President, acting on the assumption that a declaration of the existence of war in Cuba and a recognition of the rights of the parties engaged in that war as belligerents falls within his exclusive powers in conducting diplomatic intercourse with foreign Governments, should choose to ignore the existence of such a war, Congress, after the almost unanimous expression of opinion, owes it to the honor of the body to disavow the responsibility upon the President. Under existing circumstances some department of the Government must become responsible to our own people and to the judgment of mankind for continuing to permit the falsehood to remain unrebuked that peace prevails in Cuba and that war does not exist."

SPAIN'S HOPELESS TASK.

The London Times thinks All Her Efforts to Reconquer Little Cuba Are Now in Vain.

By Julian Ralph.

London, May 16.—The Times this morning comments on its special letter from Cuba as follows:

"A more melancholy picture could scarcely be drawn than is here given of affairs in Cuba. The details now furnished more than justify the most gloomy prognostications. It excites keen regret that a gallant and friendly nation should so gradually become involved in difficulties from which it is hard to see any way of escape.

"There is one Spanish soldier on the island and to every ten inhabitants, inclusive of women and children, yet with this apparently overwhelming superiority in force, Spain is absolutely powerless to make head against the insurgents. Indeed, she is constantly losing ground. Our correspondent tells us that Spain is acting purely on the defensive, and has entirely lost control over the country, and is vainly trying to guard isolated estates."

Big Advertising.

Union square has now looking over it from the south, what is said to be the largest sign ever erected in New York. It covers the whole seven-story front of the Berlin building, on Fourteenth street, except the ground floor front.

It is the display of the Faultless Chemical Co., of Baltimore, the makers of Faultless Pepsin Chewing Gum and Chips. This gum has become known by its unique advertising, which begins with the warning, "Don't Be Woozy." The show window of the Berlin building is decorated with boxes of the gum, 34,865 boxes being thus used. The whole building is devoted to the advertising and selling of this gum, which is said to have a good effect on digestion as well as to minister to the habit of chewing something, which is indulged in by so many people.

This display on Union square is a great object lesson in advertising. It is an attempt to attract the attention of a great number of people to the name of an article—to ingrain it into their memory so that whenever they see the name they buy it—comes along. It seems like overdoing advertising of a small article to go into it on such a large scale as this, but experience proves that such is not the fact. Over 30,000 samples of Faultless Pepsin and Fruit Chips were given away last week. The campaign of the company in New York is to continue a month. Adv.

First Roof Garden to Open.

Koster & Bial opened their roof garden last night and it is the first one of the season. No performance was given, but Leo Sommers's Hungarian Band played.

Advertisement.

Hood's Pills

Once tried become the favorite cathartic of the family. They win favor everywhere and sales are rapidly increasing. Be sure to get Hood's Pills. The only Pills to take with Hood's Sarsaparilla.

YOU CAN'T BEAT UNCLE RUSSELL SAGE.

How the Millionaire Made
Nearly \$1,000 Yesterday at Nyack.

Bid for a Farm, but Had No Deposit When It Was
Sold to Him.

THEN THE FARM WAS SOLD OVER AGAIN

Mr. Sage Bought It for \$900 Less Than the Price for Which It Was First Disposed of Him, and Had the Deposit.

Russell Sage bought in his farm when it was sold under foreclosure at the Hotel St. George, Nyack, yesterday. Incidentally the Nyackers had a lot of fun with the multi-millionaire, but in the final adjustment of balances Mr. Sage had the better end of the bargain financially. The sale was the result of Mr. Sage's failure to pay the interest on one of the mortgages with which the property is encumbered.

As Mr. Sage does not, as a rule, deal in farm mortgages, and as he is abundantly able to buy railroads with bigger mortgages on them than any farm could carry, an explanation is necessary.

Mr. E. E. M. Rand, one of the trusted employees in Mr. Sage's office, is an enthusiastic amateur farmer. A few years ago he purchased an estate of ninety-three acres at Hickletown, near West Nyack. Desiring to improve the property he mortgaged it to Mrs. Mary Ward, of Boston, for \$3,000, and to Mrs. F. P. Demarest, of Nyack, for \$2,600. All this money was spent in improvements.

Mr. Rand found, two years ago, that he would be unable to meet the mortgages then due, and he went to Mr. Sage with the information that he was likely to lose the farm, and all he had invested in it. Mr. Sage bought the farm from Mr. Rand for \$7,500, agreeing that the latter should pay the interest on the mortgages and the taxes, and receive the deed when he could reimburse Mr. Sage.

But Mr. Rand could not pay the interest and taxes, and Mrs. Ward's mortgage was foreclosed. The sale was to have taken place two weeks ago, but Mr. Sage appeared before Referee Sulder in person and pleaded for an adjournment, saying he did not want to lose any money in farms. It would spoil his record. So the referee adjourned the sale until yesterday.

The barroom of the Hotel St. George was crowded with Nyack's most prominent citizens when Referee Sulder, at 11 o'clock, called and called for bids. Mr. Sage was with Mr. Rand near, but not too near, the bar. The millionaire wore his new Spring suit and had a bid against Mr. Demarest of \$4,000. Then Mr. Tompkins bid \$4,100 and ex-Assemblyman Demarest, husband of the holder of the second mortgage, said he would pay \$4,200. Mr. Demarest was supposed to be bidding for Mr. Sage.

The bids increased \$5 at a time after the first thousand and Mr. Sage's bid was a pained expression. He was intensely interested in the transaction and every time anybody made a bid against Mr. Demarest Mr. Sage sent a scornful glance in his direction. One would have thought a big railroad was at stake.

Mr. Demarest finally got the farm for Mr. Sage for \$6,910, and the referee asked that gentleman for the 10 per cent in cash required under the conditions of the sale. This was \$691.

"Goodness gracious!" exclaimed Mr. Sage. "I haven't got it. He meant that I should have it with him, of course. Mr. Sage said he wouldn't pay it and the referee had to be a little kinder to him. He said he would bid for Mr. Sage, and the farm went to the millionaire for \$6,075. Then Mr. Sage paid the 10 per cent in the meantime having saved nearly \$1,000 by having the mortgage for \$4,500.

Advertisements.

How are Your Kidneys?

Does Your Back Ache? Mark the kidneys strong and healthy. If they are weak, the kidneys will filter all the acid and poisons from the blood, Healthy Kidneys make Pure Blood.

Dr. Hobbs' Sarsaparilla cures Rheumatism, Blood, Eczema, Acne, Pimples, Bad Blood, Bile, Dropsy, Pain in the Abdomen, Frequent Urination, Inflammation of Kidneys, etc. Sold by Physicians and Druggists, 50 cents a box. Sample Pills and Valuable Book free. Write to Dr. Hobbs, 100 Broadway, New York.

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Don't Be Woozy!
THE GREATEST SUCCESS
IN THE HISTORY OF
CHEWING GUM.



SAMPLES FREE, 44 WEST 14TH ST.

FAULTLESS CHIPS
The (Original) Gum That's Round.

Faultless Pepsin Chips.
Faultless Fruit Chips.

FAULTLESS PEPSIN CHIPS. A pepsin gum of highest grade, absolutely pure, relieves dyspepsia, nervousness and seasickness. Recognized cure for indigestion.

When you ask your dealer for **PEPSIN GUM** See that you get **Faultless Pepsin Chips.**

DON'T BE WOOLZY!

PEPSIN CHIPS. **FAULTLESS CHEWING GUM.**

SAMPLES FREE, 44 WEST 14TH ST.

FLAVORS, PEPPERMINT & WINTERGREEN

In Blue Boxes.

to Chips in foil, 5 Cents.

FAULTLESS FRUIT CHIPS. A nutritious Chewing Gum, combining the qualities of finest confection and forming an excellent and delicious aid to digestion. Highly flavored with the finest extracts of choicest California fruits—5 flavors: Blood Orange, Pineapple, White Seal, Banana, Strawberry.

Faultless Fruit Chips. THE GUM THAT'S ROUND. Black Boxes. 6 extra thick chips, separately wrapped, 5 Cents.

DON'T BE WOOLZY!

PEPSIN CHIPS. **FAULTLESS CHEWING GUM.**

SAMPLES FREE, 44 WEST 14TH ST.

See exhibit of Faultless Chips, 44 West 14th Street.

Largest building and display ever used for the sale of a 5-cent article exclusively.

Samples of Faultless Chips free. 44 West 14th Street, New York.

"Imitation is sincerest flattery, avoid flatterers."

BUY ONLY FAULTLESS CHIPS, THE ORIGINAL GUM THAT'S ROUND, made by

Faultless Chemical Co., Baltimore, Md., U. S. A.

NEW YORK: Uptown Office, 722 Broadway.

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"FIRST OF THE SEASON."
EXCURSION
DECORATION DAY,
SATURDAY, May 30th.
LEHIGH VALLEY RAILROAD.
MAUCH CHUNG, GLEN ONKO, AND SWITCHBACK.

SPECIAL TRAIN, with Improved Lunch Car attached, will leave foot of Cortlandt or Debnosses St., New York City, at 8:30 A. M.; Pennsylvania Annex, foot of Fulton St., Brooklyn, at 8:40 A. M.

EXCURSION \$2.25 TICKETS.

Tickets for Switch-Back can only be purchased on Special train for 50 cents extra.

Tickets on sale at 235, 273, 944 and 1223 Broadway, 31 East 14th St., 156 East 12th St., 127 Bovey, and foot of Cortlandt or Debnosses St., New York City; 4 Court St., 800 Fulton St., 98 Bovey, and Pennsylvania Annex, foot of Fulton St., Brooklyn.

For full particulars and accommodations for parties apply at 235 Broadway.

THE LEHIGH VALLEY R. R.

EXCURSION TO
NIAGARA FALLS.

Decorated Day,
SATURDAY, May 30th.

TICKETS GOOD GOING MAY 27TH AND TO RETURN WITHIN THREE DAYS. PULLMAN CARS.

ROUND \$8.00 TRIP.

Trains leave Cortlandt or Debnosses St. 8:30 A. M., 2:30 P. M., and 7:30 P. M.; Brooklyn, at 8:40 A. M., 3:40 P. M., and 7:40 P. M.

Tickets and Pullman accommodations at 235, 273, 944 and 1223 Broadway, 31 East 14th St., 156 East 12th St., 127 Bovey, and foot of Cortlandt or Debnosses St., New York City; 4 Court St., 800 Fulton St., 98 Bovey, and Pennsylvania Annex, foot of Fulton St., Brooklyn.